

Senate Finance, Ways and Means Committee 2

Amendment No. 3 to SB2621

**Watson
Signature of Sponsor**

AMEND Senate Bill No. 2621

House Bill No. 2159*

by deleting from Section 2 of the amendatory language of the bill as amended by draft number 16566 the following language:

() "Confinement":

(A) Means the knowing restriction of movement of an elderly or vulnerable adult by a caregiver. Restricting one's movement includes, but is not limited to, the use of force, medication, intimidation, or restraint; and

(B) Does not include restricting an elderly or vulnerable adult's movement for the safety of the elderly or vulnerable adult as directed by a licensed physician treating the elderly or vulnerable adult;

and substituting instead the following:

() "Confinement":

(A) Means the knowing and unreasonable restriction of movement of an elderly or vulnerable adult by a caregiver;

(B) Includes, but is not limited to:

(i) Placing a person in a locked room;

(ii) Involuntarily separating a person from the person's living area;

(iii) The use of physical restraining devices on a person; or

(iv) The provision of unnecessary or excessive medications to a person;

and

(C) Does not include the use of the methods or devices described in subdivision

() (B) if used in a licensed facility in a manner that conforms to state and federal standards governing confinement and restraint;

Senate Finance, Ways and Means Committee 2

Amendment No. 3 to SB2621

Watson
Signature of Sponsor

AMEND Senate Bill No. 2621

House Bill No. 2159*

AND FURTHER AMEND by deleting from § 39-15-507(a) in Section 5 the word "knowingly" and substituting instead the language "willfully and knowingly".

AND FURTHER AMEND by deleting from § 39-15-509(b) in Section 5 the language "within forty-eight (48) hours of the event that causes the person to have reasonable suspicion".

AND FURTHER AMEND by deleting from Section 16 the language "within forty-eight (48) hours of the event that causes the person to have reasonable suspicion".

AND FURTHER AMEND by deleting from Section 17 the language "July 1, 2018" and substituting instead the language "January 1, 2019".